

EASEMENT

3-B

For and in consideration of six hundred dollars (\$600.00) and other good and valuable considerations, the receipt whereof is hereby acknowledged, HARM J. JURGENS SOPHIA JURGENS (Husband & Wife)

of Route #1, Pickrell, Nebraska, Grantors do hereby grant, convey and release unto the Bear-Pierce-Cedar Watershed Conservancy District of Gage County, Nebraska, Grantee, its successors and assigns, a perpetual easement in, over and upon the following described land situated in the County of Gage, State of Nebraska, to wit:

Approximately 4.3 acres located in the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of the Northeast Quarter (NE1/4) and the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4), Section Twenty (20), Township Five (5) North, Range Seven (7) East of the 6 P.M., Gage County, Nebraska

For the purpose of or in connection with construction, operation, maintenance, and inspection of a retention dam designated as site 3-B in the plans for Bear-Pierce-Cedar Watershed, for the flowage of any waters in, over, upon or through such structures; and for the permanent storage and temporary detention, either or both, of any waters and sediment that are impounded, stored or detained by such structure and to include a site where suitable borrow materials may be obtained for construction.

The rights and privileges herein granted shall be subject to the following terms and conditions:

- 1. The consideration recited herein shall constitute payment in full for all damage sustained by the Grantor by reason of the construction of the works of improvement described above.
2. In the event construction on the above described works of improvement is not commenced within EIGHTY YEARS from the date hereof, the rights and privileges herein granted shall at once revert to and become the property of the grantor, his heirs and assigns.
3. This easement includes the right of ingress and egress at any time over and upon the above described land of the Grantor and any other land of the Grantor adjoining upon said land.
4. There is reserved to the Grantor, his heirs and assigns, the right and privilege to use the above described land of the Grantor at any time, in any manner and for any purpose not inconsistent with the full use and enjoyment by the Grantee, its successors and assigns, of the right and privilege herein granted.
5. The Grantee is responsible for operating and maintaining the above described works of improvement.
6. This easement shall not pass nor shall the same be construed to pass, to the Grantee any fee simple interest or title to the above described lands.

TO HAVE AND TO HOLD the aforesaid easement in, over and upon the above described land of the Grantor, with all the rights, privileges and appurtenances thereto belonging or in anywise appertaining, unto the Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF the Grantor has executed this instrument on the 16 day of JUNE, 1967.

Harm J. Jurgens
Harm J. Jurgens

Sophia Jurgens
Sophia Jurgens

State of Nebraska
GAGE County



On this, the 16 day of JUNE, A.D. 1967, before me the undersigned JERRY BUSBOOM, a Notary Public, duly commissioned and qualified for and residing in said county, personally came Harm J. Jurgens and Sophia Jurgens, Husband & Wife to me known to be the identical person whose name affixed to the foregoing instrument and acknowledge the same to be a voluntary act and deed. Witness my hand and Notarial Seal the day and year above written.

Jerry Busboom
Notary Public

My Commission expires the 10 day of FEB., 1972



BEAR-PIERCE CEDAR WATERSHED
 DEFENTION DAM 3-B
 De Witt County, Neb.

STATE OF NEBRASKA } ss
 County of Gage }
 Filed for record and entered
 in Numerical Index August 10
 1967 at 4:45 o'clock P.M.
 Recorded in Book 42 of
 Miscellaneous Page 247
 Donald J. Hawley
 REGISTER OF DEEDS
 By: *Handwritten Signature* Deputy

fee - \$3.25 chg Memell
 Andersen

ret - with #1401

NUMERICAL
 ALPHA
 PAGED
 COMP'D